

## Federal Maritime Commission

## § 502.51

### EXHIBIT NO. 1 TO SUBPART B [§§ 502.23, 502.26, 502.27] OF PART 502—NOTICE OF APPEARANCE

#### *Federal Maritime Commission*

Docket No. \_\_\_\_\_:  
Please enter my appearance in this proceeding as \_\_\_\_\_ counsel for \_\_\_\_\_.

Indicate authority for representation [choose one of the following]:

\_\_\_\_ I am an attorney admitted to practice and in good standing before the courts of the State of \_\_\_\_\_.

\_\_\_\_ I am admitted to practice before the Commission pursuant to 46 CFR 502.27.

\_\_\_\_ I am an officer, director, or regular employee of the party.

I request to be informed of service of notices, orders and decisions in this proceeding by [choose one of the following]:

☐ electronic mail

☐ facsimile transmission

☐ regular mail

\_\_\_\_\_  
[Name]

\_\_\_\_\_  
[Address]

\_\_\_\_\_  
[Telephone No.]

\_\_\_\_\_  
[Fax No.]

\_\_\_\_\_  
[Email address]

\_\_\_\_\_  
[Signature]

[78 FR 45070, July 26, 2013]

## Subpart C—Parties

### § 502.41 Parties; how designated.

The term “party,” whenever used in this part, includes any natural person, corporation, association, firm, partnership, trustee, receiver, agency, public or private organization, government agency, or unit thereof representing said agency. A party who files a complaint under § 502.62 shall be designated as “complainant.” A party against whom relief or other affirmative action is sought in a proceeding commenced under § 502.62 or § 502.73 or a party named in an order of investigation issued by the Commission shall be designated as “respondent,” except that in investigations instituted under section 11(c) of the Shipping Act of 1984, 46 U.S.C. 41302(a)–(b), 41307(b), the parties to the agreement shall be designated as “proponents” and the parties protesting the agreement shall be des-

ignated as “protestants.” A person who has been permitted to intervene under § 502.68 shall be designated as “intervenor.” All parties and persons designated in this section shall be parties to the proceeding. No person other than a party or its representative may introduce evidence or examine witnesses at hearings. [Rule 41].

[78 FR 45070, July 26, 2013]

### § 502.42 Bureau of Enforcement.

The Bureau of Enforcement shall be a party to proceedings upon designation by the Commission or upon leave to intervene granted pursuant to § 502.68. The Bureau’s representative shall be served with copies of all papers, pleadings, and documents in every proceeding in which the Bureau is a party. The Bureau shall actively participate in any proceeding to which it is a party, to the extent required in the public interest, subject to the separation of functions required by section 5(c) of the Administrative Procedure Act. [Rule 42]

[78 FR 45071, July 26, 2013]

### § 502.43 Substitution of parties.

The Commission or presiding officer may order an appropriate substitution of parties in the event of a party’s death, incompetence, transfer of its interest, or other appropriate circumstance. [Rule 43]

[78 FR 45071, July 26, 2013]

## Subpart D—Rulemaking

### § 502.51 Initiation of procedure to issue, amend, or repeal a rule.

(a) *By petition.* Any interested party may file with the Commission a petition for the issuance, amendment, or repeal of a rule designed to implement, interpret, or prescribe law, policy, organization, procedure, or practice requirements of the Commission. The petition shall set forth the interest of petitioner and the nature of the relief desired, shall include any facts, views, arguments, and data deemed relevant by petitioner, and shall be verified. If such petition is for the amendment or repeal of a rule, it shall be accompanied by proof of service on all persons, if any,